



राजपत्र, हिमाचल प्रदेश (असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, सोमवार, 16 अप्रैल, 1984/27 चैत्र, 1906

हिमाचल प्रदेश सरकार

परिवहन विभाग

अधिसूचना

शिमला-171002, 29 मार्च, 1984

संख्या 6-55/77 परिवहन II.—मोटर यान अधिनियम, 1939 (1939 का 4) की धारा 63 की उप-धारा (3-ए) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए हिमाचल प्रदेश के राज्यपाल महोदय, पंजाब, हरियाणा, जम्मू व काश्मीर, हिमाचल प्रदेश राज्य और दिल्ली संघ राज्य के बीच माल वाहन गाड़ियों के लिए परस्पर करार करने का प्रस्ताव करते हैं, जिसका प्रारूप संलग्न है तथा उक्त उप-धारा की अपेक्षानुसार इस से प्रभावित हो सकने वाले व्यक्तियों की जानकारी के लिए एतद्वारा प्रकाशित किया जाता है और इस के द्वारा सूचना दी जाती है कि इस अधिसूचना के राजपत्र, हिमाचल प्रदेश में प्रकाशित होने की तिथि से 30 दिन की अवधि बीत जाने के बाद उक्त करार प्रारूप पर विचार किया जाएगा। निर्धारित अवधि की समाप्ति के पहले उक्त करार के प्रारूप के सम्बन्ध में किसी भी व्यक्ति से जो भी आपत्ति या सुझाव सचिव (परिवहन) हिमाचल प्रदेश सरकार, शिमला-2 को प्राप्त होगा, उस पर राज्य सरकार विचार करेगी।

हर्ष गुप्ता,
सचिव।

**DRAFT NORTH FREE ZONE RECIPROCAL AGREEMENT FOR PUBLIC CARRIERS
BETWEEN THE STATION OF JAMMU & KASHMIR, PUNJAB, HARYANA,
HIMACHAL PRADESH AND DELHI, CHANDIGARH**

This Agreement made this.....day of.....One thousand nine hundred and eighty-three between the Governor of Punjab of the First Part, the Governor of Haryana of the Second Part, the Governor of Jammu & Kashmir of the Third Part, the Governor of Himachal Pradesh of the Fourth Part and the President of India for and on behalf of the Union Territory of Delhi of the Fifth Part. President of India for and on behalf of the Union Territory of Chandigarh the Sixth Part.

Whereas by an Agreement dated.....between the parties of the First, Second, Third, Fourth and Fifth parts, the said parties entered into a Reciprocal Agreement with a view to encourage long distance inter-State Transport of goods by and between the State of Punjab, Haryana, Jammu & Kashmir, Himachal Pradesh and Delhi on the terms and conditions in the said Agreement contained.

And whereas the said Agreement expired on 31-8-1983.

And whereas by mutual Agreement, the parties hereto have agreed to modify the terms and conditions of the said Agreement dated.....and have decided to enter into an Agreement as herein contained in partial modification of the existing Agreement.

It is now agreed between the above parties as follows:—

(i) That this North Free Zone Agreement shall come into force from the first day of September, 1983 and shall remain valid upto 31st March, 1987.

(ii) It may be renewed for such further period as may be mutually agreed to by all the signatories to this Agreement.

(iii) The Transport Authorities of the reciprocating States shall issue number of public carrier permits valid for the territory of the other States.

(iv) A public carrier operating under the Agreement shall be free to operate without restriction of routes in the Home State whereas while operating in any area in the other States it shall not pick up or set down goods between any two points lying wholly within the jurisdiction of reciprocal State i.e. in such case Public carrier shall be prohibited from carrying on any intra-State business.

(v) No Vehicle may be authorised under this Agreement which is more than four years old on the date of making applications for grant of the authorisation and which is more than nine years old at any point of time.

(vi) The public carriers plying under the Agreement shall at all times carry:—

- (a) Certificate of Registration,
- (b) Certificate of fitness.
- (c) Certificate of insurance.

(vii) The public carriers plying under this Agreement shall be painted on left and right side of the body with a white circular disc of not less than 30 cms. in diameter with words "Free one" in black written on the disc.

(viii) The reciprocating States shall accord recognition to the token tax, registration certificate, certificate of fitness and certificate of insurance etc. of the Home State in respect of vehicle plying in accordance with this Agreement.

(ix) The goods tax shall be payable at such rate as is applicable in the Home State and to the other States at the rate prevailing in that State. The goods tax shall be realised in advance by the Home State in respect of other States through crossed demand drafts and shall be remitted by the Home State to the concerned States.

(x) All the signatory States shall frame a suitable rule under section 68 (2) (hh) read with section 63 (1) to provide that the composite permit so granted shall be valid without countersignature in the areas of the other signatory States.

(xi) A vehicle plying under authorisation issued under the Special Agreement may be stopped and inspected for the purpose of enforcement of the provisions of this Agreement by an Officer of the rank of Assistant Inspector of Motor Vehicles or Sub-Inspector of Police or any other Officer whose rank is mutually agreed upon by the signatory States. Such an Inspecting Officer shall issue a check report in triplicate, one copy of which shall be served on the person-in-charge of the vehicle, the second copy shall be sent to the competent transport authority of the Home State and the third copy sent to the competent transport authority of the State concerned. The competent transport authority of the Home State, on receipt of the check report, may take action as he may deem fit.

(xii) For the purpose of this year, the term 'year' shall be deemed to be a financial year.

(xiii) For the purpose of this Agreement, each of the five parties hereto shall be deemed to be a 'State'.

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Secretary to the Government of Punjab
Transport Department, Chandigarh.

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Secretary to the Government of Haryana,
Transport Department, Chandigarh.

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Secretary to the Government of Himachal Pradesh,
Transport Department, Shimla.

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Secretary to the Government of Jammu & Kashmir,
Transport Department, Srinagar.

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Special Secretary (Transport)
Delhi Administration, Delhi.

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Transport Secretary,
Chandigarh Administration, Chandigarh.

